

# IRISH LAND COMMISSION.

## RETURN

OF

## PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)  
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,"

DURING THE MONTH OF

OCTOBER, 1898.

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Presented to both Houses of Parliament by Command of Her Majesty.

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# IRISH LAND COMMISSION.

MONTH OF OCTOBER, 1898.

Summary of Proceedings under "The Land Law Acts," up to the 31st day of October, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

## COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th September, 1898, . . .	192,790		Rents fixed—		
Applications received in month of October, 1898, . . .	850		By Chief Commission to 30th September, 1898, . . .	4,442	
		193,640	" in month of October, 1898, . . .	3	4,445
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th Sept., 1898, . . .	10,288				
Do. in month of Oct., 1898, . . .	19	10,305	By Sub-Commissions to 30th September, 1898, . . .	164,685	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 30th Sept., 1898, . . .	25,833		" in month of October, 1898, . . .	350	165,041
Applications received in month of October, 1898, . . .	44	25,877			
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 30th Sept., 1898, . . .	1,171		Dismissed—		
" received in Oct., 1898, . . .	1	1,172	To 30th September, 1898, . . .	8,720	
			In month of October, 1898, . . .	63	8,843
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th September, 1898, . . .	1,444				
Do. in month of Oct., 1898, . . .	2	1,446	Struck out—		
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1895," to 30th September, 1898, . . .	363		To 30th September, 1898, . . .	36,189	
Do. in month of Oct., 1898, . . .	25	388	In month of October, 1898, . . .	61	36,270
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1895," transferred from Civil Bill Courts to 30th September, 1898, . . .	35		Withdrawn†—		
Do. in month of Oct., 1898, . . .	—	35	To 30th September, 1898, . . .	14,902	
			In month of October, 1898, . . .	19	14,921
Total, . . .	—	255,683	Total disposed of, . . .	—	229,590

\* These cases are also included in Redemption of Rent, Table (c.), page 5.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

## SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th Sept., 1898, . . . . .	36,383	39,153	Rents fixed— By Chief Commission to 30th September, 1898, . . . . .	218	237
Applications received in month of October, 1898, . . . . .	2,762		" in month of Oct., 1898, . . . . .	19	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 30th September, 1898, . . . . .	2,712	2,751	By Sub-Commissions to 30th September, 1898, . . . . .	13,438	14,188
Do. in month of October, 1898, . . . . .	39		" in month of Oct., 1898, . . . . .	742	
			Dismissed— To 30th September, 1898, . . . . .	336	374
			In month of October, 1898, . . . . .	38	
			Struck out— To 30th September, 1898, . . . . .	3,327	3,615
			In month of October, 1898, . . . . .	186	
			Withdrawn*— To 30th September, 1898, . . . . .	525	539
			In month of October, 1898, . . . . .	34	
Total, . . . . .	—	41,906	Total disposed of, . . . . .	—	18,651

\* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a suit has been agreed upon between the parties.

## (b.) Out of Court.

## FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 30th September, 1898, . . . . .	123,745
Do., do. in month of October, 1898, . . . . .	877
Total, . . . . .	124,122

## SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 30th September, 1898, . . . . .	10,025
Do., do. in month of October, 1898, . . . . .	661
Total, . . . . .	10,684

## II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Redemption of Holdings, &c.): Applications received to 30th September, 1898, . . . . .	1,704	1,710	Number disposed of to 30th Sept., 1898, . . . . .	2,563
Applications received in month of October, 1898, . . . . .	6		" in month of October, 1898, . . . . .	11
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Redemption of Holdings, &c.) transferred from Civil Bill Courts to 30th Sept., 1898, . . . . .	40	40		
Do. in month of October, 1898, . . . . .	—			
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 30th September, 1898, . . . . .	1,061	1,061		
Applications in month of October, 1898, . . . . .	—			
Total, . . . . .	—	2,811	Total disposed of, . . . . .	2,574

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTOR TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887").—SEC. 2.—FORM 80.

Number of Applications received to 23rd February, 1898,*	55	Leases or Grants declared void to 30th Sept., 1898,	22	
		" in month of October, 1898,	—	22
		Applications dismissed or struck out to 30th Sept., 1898,	30	
		" in month of October, 1898,	—	30
		Applications withdrawn or compromised to 30th September, 1898,	3	
		" in month of October, 1898,	—	3
Total,	55	Total disposed of,	—	55

\* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th Sept., 1898,	17	Applications granted to 30th September, 1898,	5	
" in month of October, 1898,	2	" in month of October, 1898,	—	5
" Transferred from Civil Bill Courts to 30th September, 1898,	3	Applications dismissed or struck out to 30th Sept., 1898,	10	
" in month of October, 1898,	—	" in month of October, 1898,	—	10
	3	Applications withdrawn to 30th September, 1898,	3	
		" in month of October, 1898,	—	3
Total,	—	Total disposed of,	—	18

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883—1891.

Applications received to 30th Sept., 1898,	4,350	Rents Fixed to 30th Sept., 1898,	3,844	
" in October, 1898,	—	" in October, 1898,	—	3,844
		Applications dismissed, struck out, and withdrawn to 30th Sept., 1898,	399	
		" in October, 1898,	—	399
Total,	4,350	Total disposed of,	—	4,243

**VI.—APPEALS re FAIR RENTS, &c.  
FIRST STATUTORY TERM.**

Number of Appeals lodged to 30th September, 1898, . . . . .	48,356	Number heard to 30th Sept., 1898, . . . . .	24,324	
" in month of October, 1898, . . . . .	114	" in month of October, 1898, . . . . .	—	24,324
		Number dismissed or struck out to 30th Sept., 1898, . . . . .	801	
		" in month of October, 1898, . . . . .	—	801
		Number withdrawn to 30th September, 1898, . . . . .	31,365	
		" in month of October, 1898, . . . . .	—	31,365
		Total Number disposed of, . . . . .	—	46,490
		Remaining to be disposed of, . . . . .	—	1,960
Total, . . . . .	48,470	Total, . . . . .	—	48,470

**SECOND STATUTORY TERM.**

Number of Appeals lodged during Second Statutory Term to 30th Sept., 1898, . . . . .	3,532	Number heard to 30th Sept., 1898, . . . . .	3,116	
" in month of October, 1898, . . . . .	283	" in month of October, 1898, . . . . .	—	3,116
		Number dismissed or struck out to 30th Sept., 1898, . . . . .	—	
		" in month of October, 1898, . . . . .	—	
		Number withdrawn to 30th September, 1898, . . . . .	951	
		" in month of October, 1898, . . . . .	—	951
		Total Number disposed of, . . . . .	—	3,967
		Remaining to be disposed of, . . . . .	—	5,748
Total, . . . . .	3,815	Total, . . . . .	—	3,815

**VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 AND 1886.**

	Number.	Amount.
Loans applied for to 30th September, 1898, . . . . .	39,636	£ 11,452,023
" in month of October, 1898, . . . . .	—	—
	39,636	11,452,023
Deduct Applications refused, . . . . .	3,809	1,458,077
	35,827	9,993,946
Loans sanctioned to 30th September, 1898, . . . . .	35,827	9,993,946
Loans sanctioned in month of October, 1898, . . . . .	—	—
	35,827	9,993,946
Loans issued to 30th September, 1898, . . . . .	35,563	9,992,477
Loans issued in month of October, 1898, . . . . .	—	—
	35,563	9,992,477

## VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 30th September, 1898, . . . . .	13,858	8,158,684		
"    in October, 1898, . . . . .	343	119,331	20,199	6,278,126
Loans applied for in cases of Purchase of Estates (Section 6, Act, 1885), to 30th September, 1898, . . . . .	2,892	749,742		
"    in October, 1898, . . . . .	—	—	2,892	749,742
Loans applied for (Section 40, Act, 1896), to 30th Sept., 1898, . . . . .	234	64,289		
"    in October, 1898, . . . . .	41	11,179	275	75,468
Total number of Loans applied for to 31st October, 1898, . . . . .	—	—	23,396	1,103,345
Less applications refused to 31st October, 1898, . . . . .	806	345,300		
"    "    in cases of Purchase of Estates (Section 5, Act, 1885), to 31st October, 1898, . . . . .	959	271,120		
"    "    (Section 40, Act, 1896) to 31st October, 1898, . . . . .	—	—	1,765	616,420
Loans sanctioned to 30th September, 1898, . . . . .	16,135	4,893,385	21,601	6,469,925
"    in October, 1898, . . . . .	413	170,919	16,580	8,084,254
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1885), to 30th Sept., 1898, . . . . .	1,955	510,306		
"    in October, 1898, . . . . .	—	—	1,955	510,306
"    (Section 40, Act, 1896), to 30th Sept., 1898, . . . . .	234	64,289		
"    in October, 1898, . . . . .	41	11,179	275	75,468
Total number of Loans sanctioned to 31st October, 1898, . . . . .	—	—	18,780	5,530,028
Less applications rescinded by Order of Court to 31st October, 1898, . . . . .	140	63,182		
"    in cases of Purchase of Estates (Section 6, Act, 1885), to 31st October, 1898, . . . . .	139	62,549		
"    (Section 40, Act, 1896), to 31st October, 1898, . . . . .	—	—	272	105,831
Loans issued to 30th September, 1898, . . . . .	12,912	3,782,439	18,508	6,644,197
"    in October, 1898, . . . . .	67	28,839	12,579	3,611,348
"    in cases of Purchase of Estates (Section 5, Act, 1885), to 30th September, 1898, . . . . .	1,749	445,201		
"    in October, 1898, . . . . .	—	—	1,749	445,201
"    (Section 40, Act, 1896), to 30th Sept., 1898, . . . . .	234	64,289		
"    in October, 1898, . . . . .	41	11,179	275	75,468
"    in cases under the Redemption of Rent Act, to 30th Sept., 1898, . . . . .	78	78,069		
"    in October, 1898, . . . . .	1	3,000	79	78,069
"    pursuant to sec. 45 of the Land Law (Ireland) Act, 1896, to 30th Sept., 1898, . . . . .	4	15,782		
"    in October, 1898, . . . . .	—	—	4	15,782
			14,386	4,425,846

## IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 30th Sept., 1898, . . . . .	1,343	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 30th September, 1898, . . . . .	163	
„ in Oct., 1898, . . . . .	17	Number received in October, 1898, . . . . .	—	163
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 30th September, 1898, . . . . .	1,171	
		Number of cases in which time had expired for receiving consents in month of October, 1898, . . . . .	1	1,172
		Number of cases in which applications have been received but where time for lodgment of consent has not expired, . . . . .	—	1,337
Total, . . . . .	1,362	Total, . . . . .	—	1,362

\* Applications treated as Fair Rent cases are also included in Fair Rent Table (a) page 3.

## CIVIL BILL COURTS.

## MONTH OF OCTOBER, 1898.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 31st day of October, 1898.

## I.—FAIR RENT.

## (a.) In Court.

## FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th September, 1898, . . . . .	31,594	Rents fixed to 30th Sept., 1898, in month of October, 1898, . . . . .	17,905	
Applications received in month of October, 1898, . . . . .	55	Applications dismissed or struck out to 30th Sept., 1898, . . . . .	10	17,915
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 30th September, 1898, . . . . .	4,327	„ in month of October, 1898, . . . . .	3,990	
Applications received in month of October, 1898, . . . . .	2	Applications withdrawn* to 30th September, 1898, . . . . .	1	3,991
Applications to fix Fair Rents in Civil Bill Courts under sec. 5 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 30th Sept., 1898, . . . . .	2,498	„ in month of October, 1898, . . . . .	494	494
Applications received in month of October, 1898, . . . . .	5	Applications transferred to Irish Land Commission Court to 30th Sept., 1898, . . . . .	11,730	
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 30th September, 1898, . . . . .	94	„ in month of October, 1898, . . . . .	21	11,751
Applications received in month of October, 1898, . . . . .	2	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 30th Sept., 1898, . . . . .	35	
		„ in month of October, 1898, . . . . .	—	35
Total, . . . . .	—	Total disposed of, . . . . .	—	34,166

\* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications to withdraw are made, that a rent has been agreed upon between the parties.

## SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th September, 1898, . . . . .	4,907	Rents fixed to 30th Sept., 1898, . . . . .	956	983
		" in month of Oct., 1898, . . . . .	827	
Applications received in month of October, 1898, . . . . .	182	Applications dismissed or struck out to 30th Sept., 1898, . . . . .	73	73
		" in month of October, 1898, . . . . .	—	
		Applications withdrawn* to 30th Sept., 1898, . . . . .	66	66
		" in month of October, 1898, . . . . .	—	
		Applications transferred to Irish Land Commission, to 30th Sept., 1898, . . . . .	2,712	2,741
		" in month of October, 1898, . . . . .	39	
Total, . . . . .	5,089	Total disposed of, . . . . .	—	3,873

\* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

## (b.) Out of Court.

## FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 30th September, 1898, . . . . .	7,292
Do, do, in month of October, 1898, . . . . .	—
Total, . . . . .	7,292

## SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 30th September 1898, . . . . .	52
Do, do, do, in month of October, 1898, . . . . .	—
Total, . . . . .	52

## II.—MISCELLANEOUS ORIGINATING NOTICES.\*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 30th September, 1898, . . . . .	334	334
Applications received to 30th September, 1898, . . . . .	610	611	" in month of Oct., 1898, . . . . .	—	
Applications received in month of October, 1898, . . . . .	1		Transferred to Irish Land Commission Court to 30th Sept., 1898, . . . . .	37	37
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 30th September, 1898, . . . . .	3	3	Transferred in month of Oct., 1898, . . . . .	—	
Applications received in month of October, 1898, . . . . .	—				
Total, . . . . .	—	614	Total disposed of, . . . . .	—	371

\* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXHIBITED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2).—FORM 30.

Number of Applications received to 23rd February, 1898,*	6	Leases or Grants declared void to 30th Sept., 1898,	—	
		" in month of Oct., 1898,	—	
		Applications dismissed or struck out to 30th Sept., 1898,	6	
		" in month of Oct., 1898,	—	6
		Applications withdrawn or compromised to 30th Sept., 1898,	—	
		" in month of Oct., 1898,	—	
		Applications transferred to Irish Land Commission Court to 30th Sept., 1898,	—	
		" in month of Oct., 1898,	—	
Total, . . . . .	6	Total disposed of,	—	6

\* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th September, 1898,	22	Applications granted to 30th Sept., 1898,	3	
" in month of October, 1898,	—	" in month of Oct., 1898,	—	3
		Applications dismissed or struck out to 30th Sept., 1898,	4	
		" in month of Oct., 1898,	—	4
		Applications withdrawn to 30th Sept., 1898,	1	
		" in month of Oct., 1898,	—	1
		Applications transferred to Irish Land Commission Court to 30th Sept., 1898,	3	
		" in month of Oct., 1898,	—	3
Total, . . . . .	22	Total disposed of,	—	11

Irish Land Commission,  
9th December, 1898. }

JOHN H. FRANKS.